

AUG 16 2004

APPLICATION FOR UNITED STATES LETTERS PATENT

Declaration and Power of Attorney

As a below named inventor, I declare that:

My residence, post office address and citizenship are as stated below next to my name; I believe that I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

MICROSCOPE AND ITS OPTICAL CONTROLLING METHOD

the specification of which is attached hereto was filed on April 8, 2004 and given Serial No. 10/821,474

I have reviewed and understand the contents of said specification, including the claims.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR §1.56.

I claim priority benefits under 35 USC §119 of: (i) any foreign application(s) for patent or inventor's certificate listed below; or (ii) any United States provisional application(s) listed below; and have also identified below any foreign application(s) for patent or inventor's certificate, or PCT international application having a filing date before that of the application(s) on which priority is claimed.

| COUNTRY | APPLICATION NUMBER | DATE (day, month, year) | PRIORITY CLAIMED |
|---------|--------------------|----------------------------|--|
| Japan | 2003-110,600 | 15, April, 2003 | yes <input checked="" type="checkbox"/> no _____ |
| | | | yes _____ no _____ |
| | | | yes _____ no _____ |
| | | | yes _____ no _____ |

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

I appoint the following attorneys to prosecute this application and to transact all business in the U.S. Patent & Trademark Office connected therewith: Leonard Holtz, Reg. No. 22,974; Herbert Goodman, Reg. No. 17,081; Marshall J. Chick, Reg. No. 26,853; Richard S. Barth, Reg. No. 28,180; Douglas Holtz, Reg. No. 33,902; and Robert P. Michal, Reg. No. 35,614.

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INVENTOR: SIGNATURE

DATE

RESIDENCE AND POST OFFICE ADDRESS

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|---------------------------------|-----------------------|---|
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